

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Health Medical & Family Welfare Department – Sri R. Yesobu, Senior Assistant (Retd.), PHC, Kamepalli of Khammam district – Prosecuted in a court of law on the allegations of corruption – Acquitted by the Court of Principal Special Judge for SPE & ACB Cases, Hyderabad in C.C. No. 42 of 2005 – Further action dropped – Regularisation of the period of suspension as “On Duty” for all purposes – Orders – Issued.

HEALTH MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O. Rt. No. 1231

Dated:13-09-2010
Read the following:-

- 1) From the Director General, Anti-Corruption Bureau, A.P. Letter No. 123/RCT-WKH/2003-S6, dated 04.06.2003.
- 2) G.O. Rt. No. 542, Health Medical & Family Welfare (VC.I) Department, dated 01.07.2003.
- 3) From the Director General, Anti-Corruption Bureau, A.P., Letter No. 123/RCT-WKH/2003-S6, dated 26.12.2003.
- 4) G.O. Ms. No. 52, Health Medical & Family Welfare (VC.I) Department, dated 07.03.2005.
- 5) G.O. Rt. No. 208, Health Medical & Family Welfare (VC.I) Department, dated 01.03.2006.
- 6) Judgment dated 15.03.2010 of the Hon’ble Principal Special Judge for SPE & ACB Cases, Hyderabad in C.C. No. 42 of 2006.
- 7) From the Director General, Anti-Corruption Bureau, A.P. Letter No. 123/RCT-WKH/2003, dated 16.06.2010
- 8) G.O. Rt. No. 1206, Health Medical & Family Welfare (VC.I) Department, dated 07.09.2010.

ORDER:

In the reference first read above, the Director General, Anti-Corruption Bureau, A.P. has submitted the preliminary report informing that Sri R. Yesobu, Senior Assistant, PHC, Kamepalli of Khammam district was trapped by the ACB officials on 22.5.2003 when he demanded and accepted the bribe amount from the complainant and that he was arrested and sent to judicial remand. Therefore, in G.O. second read above, orders were issued placing the Accused Officer Sri R. Yesobu, Senior Assistant under suspension from service. In the reference third read above, the Director General, Anti Corruption Bureau has submitted the final report, recommending to accord sanction for prosecution of the Accused Officer for the offences punishable under section 7 and section 13 of the Prevention of Corruption Act, 1988. Accordingly, in G.O. fourth read above, Government have accorded sanction for prosecution of Sri R. Yesobu, Senior Assistant (under suspension) in a court of law for the said offences. Government have reviewed the suspension of the Accused Officer and decided to revoke his suspension and reinstate him into service. Accordingly, in G.O. fifth read above, orders were issued revoking the suspension Sri R. Yesobu, Senior. Assistant and reinstating him into service, without prejudice to the criminal proceedings pending against him. Sri R. Yesobu, Senior Assistant has retired from service on 31.08.2007 on attaining the age of superannuation, without prejudice to the criminal proceedings pending against him.

2. In the reference sixth read above, the Hon’ble Principal Special Judge for SPE & ACB Cases, Hyderabad has pronounced judgment in C.C. No. 42 of 2005 acquitting and exonerating the Accused Officer. In the letter seventh read above, the Director General, Anti-Corruption Bureau, A.P. has informed that the Bureau is of the opinion that there are no grounds to file an appeal in the High Court of A.P. against the acquittal orders of the Trial Court in the said C.C. and requested to issue final orders in the case. After careful examination of the judgment of the Trial Court and recommendation of the Director General, Anti-Corruption Bureau thereon, Government have decided to implement the said judgment and accordingly in G.O. eighth read above, orders were issued dropping further action against Sri R. Yesobu, Senior Assistant (Retired) in the trap case.

3. The issue of regularization of the period of suspension has been examined and in view of the fact that the Accused Officer was acquitted by the Trial Court, Director General, Anti-Corruption Bureau has stated that there are no grounds to file an appeal in the High Court against the judgment of the Trial Court and further action was dropped by the Government, it has been decided to treat the period suspension of Sri R. Yesobu, Senior Assistant (Retired) as "on Duty" for all purposes. Accordingly, under sub-rule (3) and (4) of Rule 54-B of the Fundamental Rules, the period of suspension of Sri R. Yesobu, Senior Assistant (Retired) is hereby treated as "On Duty" for all purposes.

4. The Director of Public Health, A.P. shall take necessary action in the matter.

5. This order does not require the concurrence of the Finance Department as per rules or orders on the subject.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.P.V.RAMESH
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri R. Yesobu, Senior Assistant (Retd.)
H.No. 6-1-275,
Opp. Venkateswara Theatre,
V.D.Os Colony,
KHAMMAM
(BY R.P. with ack. due).
The Director of Public Health, A.P., Hyderabad.
The Regional Director of Medical & Health Services, Warangal.
SF

//FORWARDED::BY ORDER//

SECTION OFFICER